THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

AND

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT APPEAL NO.1000 OF 2007

Dated 29-11-2007

Between:
G.Krishna Murthy and another … Appellants

And

A.Venkateshwar Rao and another …. Respondents

-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-

-
-
-
-

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

AND

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT APPEAL NO.1000 OF 2007

J U D G M E N T (Per Hon'ble Sri Bilal Nazki, the Acting Chief Justice):

Heard learned counsel for the parties and with their consent, the writ appeal is being disposed of.

This writ appeal has been filed by respondent Nos.3 and 6 in Writ Petition No.13122 of 2007 aggrieved by order dated 06-11-2007 passed by the learned Single Judge in WVMP No.1611 of 2007 and WPMP No.16395 of 2007 in Writ Petition No.13122 of 2007.

For the sake of convenience, the parties would hereinafter be referred to as they arrayed in the writ petition.

The writ petitioner filed the writ petition challenging the final seniority list of Officers Scale-I, dated 01-03-2006, prepared and issued by respondent No.1-Chaitanya Godavari Grameena Bank, Guntur. While admitting the writ petition, on 22-06-2007, the learned Single Judge granted interim direction to the respondents not to give effect to promotions to the post of JMG Scale-II from JMG Scale-I basing on the impugned final seniority list. This interim order was made absolute vide order dated 06-11-2007 in WVMP No.
1611 of 2007 and WPMP No.16395 of 2007. Hence, respondent Nos.3 and 6 filed this writ petition.

It is contented by the learned counsel for respondent Nos.3 and 6 that when the impugned seniority list was issued, objections were called, but the writ petitioner did not choose to file any objections.

In any case, we are of the view that since the final senior list has been issued, the promotions on the basis of the impugned seniority list should not have been stayed. As on today, the impugned seniority list is final. In this view of the matter, we vacate the order passed by the learned Single Judge and allow the first respondent to conduct promotions on the basis of the impugned seniority list, but the promotions so made shall remain subject to the outcome of the writ petition. If any promotion orders are issued, the promoted candidates should also be informed that their promotions are subject to the outcome of the proceedings in the Court.

The writ appeal is accordingly disposed of. The writ petition be listed before appropriate Court.

_____

Bilal Nazki, ACJ

Dated 29th November, 2007

_____

Ramesh Ranganathan,J

vrn